



Attorney Docket No.: 045636-5050

Handwritten: RCE #

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)
)
Nicholas Alan Timothy COLFORD et al.) Confirmation No.: 7370
)
Application No.: 09/934,082) Group Art Unit: 3727
)
Filed: August 22, 2001) Examiner: R.A. Hylton
)
For: CONTAINER EQUIPPED WITH AT LEAST)
ONE DEFORMABLE CLOSURE DEVICE)

U.S. Patent and Trademark Office
Customer Window, Mail Stop RCE
Randolph Building
401 Dulany Street
Alexandria, Virginia 22314

REQUEST FOR CONTINUED EXAMINATION TRANSMITTAL

Sir:

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

1. Submission required under 37 C.F.R. § 1.114

- ☒ Previously submitted:
- ☒ Please consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on December 23, 2004. (Any unentered amendment(s) referred to above will be entered.)
 - ☐ Please consider the arguments in the Appeal Brief or Reply Brief previously filed on _____.
 - ☐ Other: _____
- ☐ Enclosed:
- ☐ Preliminary Amendment
 - ☐ Affidavit(s)/Declaration(s)
 - ☐ Information Disclosure Statement
 - ☐ Form 1449
 - ☐ Other: _____

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2. Miscellaneous

- ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of _____ months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. § 1.17(i) required)
- ☐ Other: _____.

3. Fees Calculation

(a) RCE Fee required under 37 C.F.R. § 1.17(e)

- ☒ \$790.00
☐ \$395.00 (for small entity)

(b) Extension of Time

- ☒ Applicants believe that no extension of time is required. However, this conditional petition is being made to provide for the possibility that Applicants have inadvertently overlooked the need for a petition and fee for extension of time.

- ☐ Applicants petition for an extension of time, the fees for which are set out in 37 C.F.R. § 1.17(a), for the total number of months checked below.

<u>Total Months Requested</u>	<u>Fee for Extension</u>	<u>Fee for Small Entity</u>
<input type="checkbox"/> one month	\$ 120.00	\$ 55.00
<input type="checkbox"/> two months	\$ 450.00	\$ 215.00
<input type="checkbox"/> three months	\$1,020.00	\$ 510.00
<input type="checkbox"/> four months	\$1,590.00	\$ 795.00
<input type="checkbox"/> five months	\$2,160.00	\$1,080.00

If an additional extension of time is required, please consider this a Petition therefor.

4. Fee Payment


- ☐ Enclosed is a check in the amount of \$_____.
- ☒ The Commissioner is authorized to charge Deposit Account No. 50-0310 in the amount of **\$790.00**, representing \$790.00 for the RCE filing fee.
- ☒ **EXCEPT** for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a CONSTRUCTIVE PETITION FOR EXTENSION OF TIME in accordance with 37 C.F.R. § 1.136(a)(3).

Respectfully submitted,

MORGAN LEWIS & BOCKIUS LLP

Dated: 25 January 2005

By:


Scott J. Anchell
Reg. No. 35,035

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